

United States Department of Agriculture,

OFFICE OF THE SECRETARY.

NOTICE OF JUDGMENT NO. 653, FOOD AND DRUGS ACT.

ADULTERATION AND MISBRANDING OF VINEGAR.

On or about December 22, 1909, B. T. Chandler & Son, a corporation, Chicago, Ill., shipped from the State of Illinois to the State of Indiana a quantity of alleged vinegar, contained in barrels labeled: "May 29, 1910, forty-nine gallons, B. T. Chandler and Son, Chicago, Illinois. Dayton, Ohio, Manufacturers and Wholesale Dealers. Pure Fermented Apple Cider Vinegar. We guarantee our apple cider vinegar to be forty grains in strength, to weigh two per cent, and to contain no coloring matter, acid or added foreign substance of any kind, and to comply with the Pure Food Laws." Samples from this shipment were procured and analyzed by the Bureau of Chemistry, United States Department of Agriculture, and as the findings of the analyst and report thereon indicated that the product was adulterated and misbranded within the meaning of the Food and Drugs Act of June 30, 1906, the Secretary of Agriculture afforded B. T. Chandler & Son and the party from whom the samples were procured opportunities for hearings. As it appeared after hearings held that the said shipment was made in violation of the act, the Secretary of Agriculture reported the facts to the Attorney-General, with a statement of the evidence upon which to base a prosecution.

September 13, 1910, a criminal information was filed in the District Court of the United States for the Northern District of Illinois against the said B. T. Chandler & Son, charging the above shipment and alleging that the product so shipped was adulterated in that it consisted mainly of a dilute solution of acetic acid and an artificial coloring matter; in that a dilute solution of acetic acid had been mixed together with the vinegar so as to reduce, lower, and injuriously affect its quality and strength; in that a solution of acetic acid had been added to and substituted in part for the article; in that the product had been colored in a manner whereby its inferiority was concealed; and alleging the product to be misbranded in that it was an imitation of another article, to wit, pure apple cider vinegar; in that the label above set forth, appearing on each of said

barrels, was such as to deceive and mislead purchasers into the belief that the product was a pure apple cider vinegar, whereas in truth and in fact it was not a pure apple cider vinegar, but was an imitation thereof, prepared with acetic acid and an artificial coloring matter in imitation of genuine apple cider vinegar.

On September 26, 1910, the defendant entered a plea of guilty to the above information, and the court imposed a fine of \$100 and costs.

This notice is given pursuant to section 4 of the Food and Drugs Act of June 30, 1906.

JAMES WILSON,
Secretary of Agriculture.

WASHINGTON, D. C., *October 21, 1910.*

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